

CLOSED, CMP

**U.S. District Court
Southern District of Indiana (Terre Haute)
CIVIL DOCKET FOR CASE #: 2:05-cv-00249-RLY-WGH**

DEPAUW UNIVERSITY v. HENNESSEE
GROUP LLC et al
Assigned to: Judge Richard L. Young
Referred to: Magistrate Judge William G.
Husmann, Jr
Cause: 28:1331 Fed. Question: Securities Violation

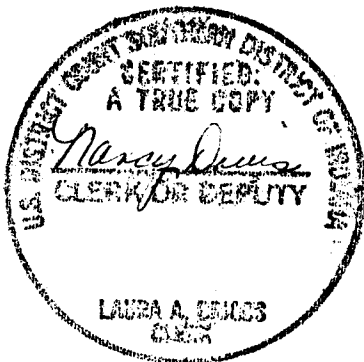
Date Filed: 10/12/2005
Jury Demand: None
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff**DEPAUW UNIVERSITY**

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V.

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Defendant

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Lee B. McTurnan
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ATTORNEY TO BE NOTICED**Wayne C Turner**

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ATTORNEY TO BE NOTICED**Wayne C Turner**

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/12/2005	● <u>1</u>	COMPLAINT against HENNESSEE GROUP LLC, CHARLES GRADANTE, E. LEE HENNESSEE , filed by DEPAUW UNIVERSITY. (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B)(NKD,) (Entered: 10/12/2005)
10/12/2005	● <u>2</u>	CIVIL COVER SHEET by DEPAUW UNIVERSITY. (NKD,) (Entered: 10/12/2005)

10/12/2005	● <u>3</u>	NOTICE of Appearance by David K. Herzog on behalf of DEPAUW UNIVERSITY. (NKD,) (Entered: 10/12/2005)
10/12/2005	● <u>4</u>	NOTICE of Appearance by Matthew Thomas Albaugh on behalf of DEPAUW UNIVERSITY. (NKD,) (Entered: 10/12/2005)
10/12/2005	● <u>5</u>	Summons Issued as to HENNESSEE GROUP LLC, CHARLES GRADANTE, E. LEE HENNESSEE. (NKD,) (Entered: 10/12/2005)
10/12/2005	● <u>6</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction (NKD,) (Entered: 10/12/2005)
10/12/2005	● <u>7</u>	RECEIPT #102-7185 in the amount of \$ 250.00 filing fee. (NKD,) (Entered: 10/12/2005)
10/20/2005	● <u>8</u>	CORPORATE DISCLOSURE STATEMENT by DEPAUW UNIVERSITY. (Albaugh, Matthew) (Entered: 10/20/2005)
11/01/2005	● <u>9</u>	NOTICE of Appearance by Lee B. McTurnan on behalf of all defendants (McTurnan, Lee) (Entered: 11/01/2005)
11/01/2005	● <u>10</u>	NOTICE of Appearance by Wayne C Turner on behalf of all defendants (Turner, Wayne) (Entered: 11/01/2005)
11/01/2005	● <u>11</u>	NOTICE of Appearance by Anne L. Cowgur on behalf of all defendants (Cowgur, Anne) (Entered: 11/01/2005)
11/01/2005	● <u>12</u>	NOTICE of Parties' First Extension of Time by all defendants (Cowgur, Anne) (Entered: 11/01/2005)
12/09/2005	● <u>13</u>	Unopposed MOTION for Extension of Time to December 27, 2005 <i>to Respond To Complaint</i> by all defendants. (Attachments: # <u>1</u> Text of Proposed Order Granting Defendants Motion For 15-Day Extension To Respond To Complaint)(Cowgur, Anne) (Entered: 12/09/2005)
12/12/2005	● <u>14</u>	ORDER granting <u>13</u> Motion for Extension of Time to 12/27/05 to respond to the complaint. Signed by Judge William G. Hussmann Jr. on 12/12/05. (TMD) (Entered: 12/12/2005)
12/23/2005	● <u>15</u>	Unopposed MOTION for Extension of Time to January 6, 2005 <i>to Respond To Complaint</i> by all defendants. (Attachments: # <u>1</u> Text of Proposed Order Granting Defendants Motion For Enlargement Of Time To Respond To Complaint)(Cowgur, Anne) (Entered: 12/23/2005)

12/29/2005	● <u>16</u>	ORDER granting <u>15</u> Motion for Extension of Time to 1/06/06 to Respond To Complaint . Signed by Judge William G. Hussmann Jr. on 12/29/05. (TMD) (Entered: 12/29/2005)
01/06/2006	● <u>17</u>	MOTION to Appear pro hac vice by all defendants. (Attachments: # <u>1</u> Affidavit of Bennett Falk, Brian Amery and Matthew Wolper# <u>2</u> Appearance of Bennett Falk# <u>3</u> Appearance of Brian Amery# <u>4</u> Appearance of Matthew Wolper# <u>5</u> Text of Proposed Order Granting Motion for Leave to Appear Pro Hac Vice)(Cowgur, Anne) (Entered: 01/06/2006)
01/06/2006	● <u>18</u>	***WITHDRAWN PER ORDER <u>22</u> - duplicate*** MOTION to Dismiss <i>or, In the Alternative, To Transfer</i> by all defendants. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion to Dismiss Or, In The Alternative, To Transfer)(Cowgur, Anne) Modified on 1/10/2006 (TMD). (Entered: 01/06/2006)
01/06/2006	● <u>19</u>	MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> by all defendants. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion To Dismiss Or, In The Alternative, To Transfer)(Cowgur, Anne) (Entered: 01/06/2006)
01/06/2006	● <u>20</u>	BRIEF/MEMORANDUM in Support re <u>19</u> MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> filed by all defendants. (Attachments: # <u>1</u> Exhibit A - Affidavit of Charles Gradante# <u>2</u> Exhibit B - Affidavit of Elizabeth Lee Hennessee# <u>3</u> Exhibit C - Investment Advisory Agreement) (Cowgur, Anne) (Entered: 01/06/2006)
01/09/2006	● <u>21</u>	MOTION to Withdraw <i>Duplicate Filing (Docket Entry 18)</i> by all defendants. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion to Withdraw Duplicate Filing)(Cowgur, Anne) (Entered: 01/09/2006)
01/09/2006	● <u>23</u>	RECEIPT #104 3858 in the amount of \$ 90.00 AMERY & WOLPER (VS,) (Entered: 01/11/2006)
01/10/2006	● <u>22</u>	ORDER granting <u>21</u> Motion to Withdraw <u>18</u> MOTION to Dismiss <i>or, In the Alternative, To Transfer</i> as duplicate filing. Signed by Judge William G. Hussmann Jr. on 1/10/06. (TMD) (Entered: 01/10/2006)
01/11/2006	● <u>24</u>	ORDER granting <u>17</u> Motion to Appear pro hac vice. Attorney Bennett Falk Matthew Wolper and Brian Amery for

		defendants HENNESSEE GROUP LLC and CHARLES GRADANTE added . Signed by Judge William G. Hussmann Jr. on 1/11/06. (TMD) (Entered: 01/12/2006)
01/20/2006	● <u>25</u>	RESPONSE in Opposition re <u>19</u> MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> filed by DEPAUW UNIVERSITY. (Attachments: # <u>1</u> Exhibit A (Part 1 of 3)# <u>2</u> Exhibit A (Part 2 of 3)# <u>3</u> Exhibit A (Part 3 of 3)# <u>4</u> Exhibit B# <u>5</u> Exhibit C# <u>6</u> Exhibit D)(Albaugh, Matthew) (Entered: 01/20/2006)
01/25/2006	● <u>26</u>	SCHEDULING ORDER: Telephonic Initial Pretrial Conference set for 3/8/2006 09:15 AM (bridge) before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 1/25/06. (TMD) (Entered: 01/25/2006)
01/31/2006	● <u>27</u>	REPLY in support of Motion re <u>19</u> MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> filed by all defendants. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C) (Cowgur, Anne) (Entered: 01/31/2006)
02/24/2006	● <u>28</u>	MOTION to Stay re <u>19</u> MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> , <u>20</u> Brief/Memorandum in Support of Motion, <i>Proceedings And Discovery Pending Resolution Of The Motion To Transfer Related Cases Now Before The Judicial Panel On Multidistrict Litigation And Motion In This Court To Dismiss Or To Transfer</i> by all defendants. (Attachments: # <u>1</u> Exhibit Plaintiffs Motion To Transfer# <u>2</u> Exhibit Letter from Chief Deputy Clerk# <u>3</u> Text of Proposed Order Order Granting Motion To Stay)(Cowgur, Anne) (Entered: 02/24/2006)
03/01/2006	● <u>29</u>	RESPONSE in Opposition re <u>28</u> MOTION to Stay re <u>19</u> MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> , <u>20</u> Brief/Memorandum in Support of Motion, <i>Proceedings And Discovery Pending Resolution Of The Motion To Transfer Related Cases Now Before The Judicial Panel On Mul</i> filed by DEPAUW UNIVERSITY. (Attachments: # <u>1</u> Exhibit)(Albaugh, Matthew) (Entered: 03/01/2006)
03/01/2006	● <u>30</u>	CASE MANAGEMENT PLAN TENDERED by DEPAUW UNIVERSITY (<i>Proposed</i>). (Attachments: # <u>1</u> Exhibit) (Albaugh, Matthew) (Entered: 03/01/2006)
03/06/2006	● <u>31</u>	REPLY in support of Motion re <u>28</u> MOTION to Stay re <u>19</u>

		MOTION to Dismiss <i>Or, In The Alternative To Transfer</i> , <u>20</u> Brief/Memorandum in Support of Motion, <i>Proceedings And Discovery Pending Resolution Of The Motion To Transfer Related Cases Now Before The Judicial Panel On Mul</i> filed by all defendants. (Cowgur, Anne) (Entered: 03/06/2006)
03/14/2006	● <u>32</u>	Minute Entry for proceedings held before Judge William G. Hussmann Jr.: Initial Pretrial Conference held on 3/8/2006. (TMD) (Entered: 03/14/2006)
03/14/2006	●	ORDER granting in part and denying in part <u>28</u> Motion to Stay Proceedings and Discovery. Signed by Judge William G. Hussmann Jr. on 3/14/06. (TMD) (Entered: 03/14/2006)
03/14/2006	●	ORDER: CASE MANAGEMENT PLAN APPROVED AS AMENDED IN ORDER <u>32</u> . Settlement Conference set for 10/19/2006 01:00 PM in room #210 before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 3/14/06. (TMD) (Entered: 03/14/2006)
03/30/2006	● <u>33</u>	NOTICE of Filing <i>Initial Disclosures</i> by DEPAUW UNIVERSITY (Albaugh, Matthew) (Entered: 03/30/2006)
05/04/2006	● <u>34</u>	CLOSED TRANSFER to MDL - Received certified copy of Order from clerk Southern District of New York re: MDL 1755. (NKD,) (Entered: 05/04/2006)
05/04/2006	● <u>35</u>	Letter re: transfer order (NKD,) (Entered: 05/04/2006)

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